

**In the United States District Court
For the Southern District of Georgia
Waycross Division**

MIGUEL PONCE-GONZALEZ,

Petitioner,

v.

WARDEN D. GREENWALT,

Respondent.

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CIVIL ACTION NO.: 5:20-cv-136

ORDER

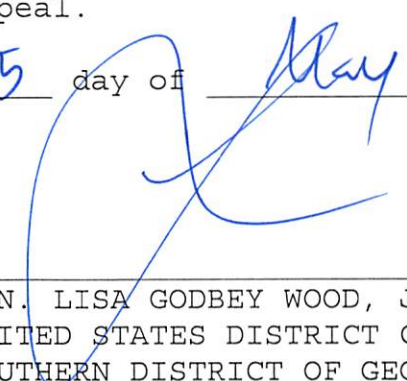
After an independent and de novo review of the entire record, the Court concurs with the Magistrate Judge's Report and Recommendation. Dkt. No. 17. Petitioner Miguel Ponce-Gonzalez ("Ponce-Gonzalez") did not file Objections to this Report and Recommendation.

Accordingly, the Court **ADOPTS** the Magistrate Judge's Report and Recommendation as the opinion of the Court, **DISMISSES** without prejudice Ponce-Gonzalez's 28 U.S.C. § 2241 Petition for failure to follow this Court's Orders and Local Rules,¹ and

¹ On the same day the Magistrate Judge issued his Report and Recommendation, Ponce-Gonzalez notified the Court of a change of address. Dkt. No. 18. Despite this, Ponce-Gonzalez did not follow the Order to respond to the Motion to Dismiss; thus, the Magistrate Judge's bases for recommending the dismissal of Ponce-Gonzalez's Petition—failure to follow this Court Orders and failure to respond to the second Motion to Dismiss—are still valid.

DENIES as moot Respondent's first Motion to Dismiss but GRANTS as unopposed Respondent's second Motion to Dismiss. The Court also DIRECTS the Clerk of Court to CLOSE this case and enter the appropriate judgment of dismissal and DENIES Ponce-Gonzalez in *forma pauperis* status on appeal.

SO ORDERED, this 25 day of May, 2021.



HON. LISA GODBEY WOOD, JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA